

ORDINANCE NO. 1007 (2019/2020)

**AN ORDINANCE AMENDING THE CITY CODE OF NEVADA, IOWA, BY AMENDING
CHAPTER 69 (PARKING REGULATIONS)**

WHEREAS Iowa Code Section 331.553(8) provides that a County Treasurer may enter into an agreement under Iowa Code 28E to collect or enforce delinquent parking fines on behalf of a City in conjunction with renewal of motor vehicle registrations pursuant to Iowa Code Sections 321.40(4) and 321.236; and

WHEREAS the City and the County have entered into such an agreement for the collection or enforcement of delinquent parking fines owed to the City;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of Nevada, Iowa as follows:

SECTION 1. AMEND CHAPTER 69 (PARKING REGULATIONS). The Code of Ordinances of the City of Nevada, Iowa, is amended by adding new Section 69.19 Enforcement and Payment of Fines as follows:

69.19 ENFORCEMENT AND PAYMENT OF FINES

1. Violations. Violations of this chapter shall result in a fine as set forth in the Appendix to this Code of Ordinances.
2. Payment of Tickets. Parking citations shall be paid at the office of the City Clerk within 30 days of issue.
3. Contesting Tickets. Parking tickets may be contested if the owner of the vehicle files a written protest within seven (7) days of the issuance of the citation. The written notice of protest must include the owner's name and contact information, ticket number, the date of the ticket, license plate number, and the reason for the contest. The written protest shall be filed in the office of the City Clerk and shall stop the running of the 30-day period for payment. If the right to contest the ticket is exercised, the ticket will be filed in with the appropriate District Court as a criminal traffic ticket and will be subject to court costs and surcharges in addition to the fine.
4. Failure to Pay or Contest. Failure to pay a parking citation complaint within 30 days of its issuance or timely contest such citation under the provisions of this Chapter shall render the charges contained therein admitted. The fine thereafter shall be increased by five dollars (\$5) and a hold may be placed on the registration of the vehicle until the fine and any additional processing costs are paid.

SECTION 2. REPEALER. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of this ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be effect from and after its final passage, approval and publication as provided by law.

Passed First Reading by the City Council of Nevada, Iowa, 9th day of December, 2019.
Passed Second Reading by the City Council of Nevada, Iowa, the 13th day of January, 2020.
PASSED AND ENACTED by the City Council of Nevada, Iowa, the 27th day of January, 2020.

Brett Barker, Mayor

ATTEST:

Kerin Wright, City Clerk